



Practitioner's Docket No. 701586-053012

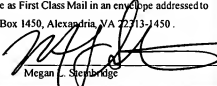
PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Sibaji Sarkar et al.  
Application No.: 10/537,599  
Filed: 12/02/2005

Confirmation No.: 6524  
Group No.: 1646  
Examiner: JAGOE, Donna A.  
Customer No.: 50607

For: METHOD FOR SUSTAINING eNOS ACTIVITY

| CERTIFICATE OF MAILING  |  |
|---|--|
| I hereby certify that this correspondence, on the date shown below, is being deposited with the United States Postal Service with sufficient postage as First Class Mail in an envelope addressed to Mail Stop Amendment, Commissioner of Patents, Box 1450, Alexandria, VA 22313-1450. |  |
| Date: <u>February 6, 2007</u>   | <br>Megan L. Stenbridge |

MAIL STOP AMENDMENT  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

In accordance with the provisions of 37 C.F.R. §§1.56 and 1.97, Applicants herewith submit the publications and/or patents shown on the attached Form PTO/SB08a and b, for consideration by the Examiner in connection with the examination of the above-identified patent application.

REMARKS

In accordance with the provisions of 37 C.F.R. §1.97, this statement is being filed:

- X   (1) within three (3) months of the Filing Date or before the mailing date of the First Office Action on the merits; or
- (2) within three months of the date of receipt of the European Search Report – copy enclosed herewith; or
- (3) After the period defined in (1) but before the mailing date of a Final Rejection or Notice of Allowance, and the requisite Certification or fee under Rule 1.17(p), namely \$180.00, is included herein; or

- (4) After the mailing date of a **Final Rejection** or **Notice of Allowance** but before the payment of the **Issue Fee**, and the requisite Certification, petition, and petition fee are included herein.

It is respectfully requested that each of the documents shown on the attached form(s) PTO/SB/08 be made of record in this application. Copies of these documents:

- X are enclosed herewith; and  
X Pursuant to 37 C.F.R. §1.98, copies of the U.S. patents and U.S. patent application publications listed on the attached PTO/SB/08a form is no longer required and therefore are not enclosed. These documents can be found in the U.S. PTO issued patents database.

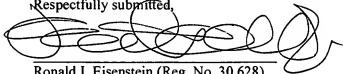
Early examination and allowance of the present application are respectfully solicited.

#### FEE AUTHORIZATION

Should any fees associated with the submission be required, the Commissioner is authorized to charge the missing fee to our Deposit Account No. 50-0850. Any overpayments should be credited to said Deposit Account.

Date: February 6, 2007

Respectfully submitted,



Ronald I. Eisenstein (Reg. No. 30,628)  
Leena H. Karttunen (L0207)  
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100 Summer Street  
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|  |   |                          |   |
|--|---|--------------------------|---|
| Application for form 1449A/PTO<br><b>INFORMATION DISCLOSURE STATEMENT BY APPLICANT</b><br><i>(use as many sheets as necessary)</i> |   | <b>Complete if Known</b> |   |
| Application Number   |   | 10/537,599               |   |
| Filing Date  |   | 12/02/2005               |   |
| First Named Inventor   |   | SARKAR, Sibaji           |   |
| Art Unit   |   | 1646                     |   |
| Examiner Name  |   | JAGOE, Donna A.          |   |
| Attorney Docket Number   |   | 701586-053012            |   |
| Sheet  | 1 | of                       | 1 |

| U.S. PATENT DOCUMENTS          |                       |  |                             |   |   |
|--------------------------------|-----------------------|--|-----------------------------|---|---|
| Examiner Initials <sup>1</sup> | Cite No. <sup>1</sup> | U.S. Patent Document                       | Publication Date MM-DD-YYYY | Name of Patentee or Applicant of Cited Document | Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear |
|                                |                       | Number - Kind Code <sup>2</sup> (if known) |                             |   |   |
|                                | A3                    | US-2002/0128434 A1                         | 09-12-2002                  | Zimmerman et al.                                |   |
|                                | A4                    | US-2002/0115665 A1                         | 08-22-2002                  | DePetrillo et al.                               |   |
|                                | A5                    | US-6,448,245 B1                            | 09-10-2002                  | DePetrillo et al.                               |   |
|                                | A6                    | US-5,039,805                               | 08-13-1991                  | Alig et al.                                     |   |

| FOREIGN PATENT DOCUMENTS       |                       |   |                             |   |   |                |
|--------------------------------|-----------------------|---|-----------------------------|---|---|----------------|
| Examiner Initials <sup>1</sup> | Cite No. <sup>1</sup> | Foreign Patent Document   | Publication Date MM-DD-YYYY | Name of Patentee or Applicant of Cited Document | Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear | T <sup>4</sup> |
|                                |                       | Country Code <sup>3</sup> Number <sup>4</sup> Kind Code <sup>2</sup> (if known) |                             |   |   |                |
|                                | B1                    | WO 93/00095   | 01-07-1993                  | Smith-Kline Beecham                             |   |                |
|                                | B2                    | WO 93/08174   | 04-29-1993                  | Genentech, Inc.                                 |   |                |
|                                | B3                    | WO 94/12478   | 06-09-1994                  | SmithKline Beecham                              |   |                |
|                                | B4                    | WO 94/08962   | 04-28-1994                  | Merck & Co.                                     |   |                |
|                                | B5                    | EP 0 456 835 B1   | 05-15-1996                  | Kyorin Pharmaceutical                           |   |                |
|                                | B6                    | GB 2 276 384 A  | 09-28-1994                  | Merck & Co.                                     |   |                |

| OTHER PRIOR ART – NON PATENT LITERATURE DOCUMENTS |                       |   |                |
|---|-----------------------|---|----------------|
| Examiner Initials <sup>1</sup>                    | Cite No. <sup>1</sup> | Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published. | T <sup>2</sup> |
|   | C1                    | COLLEN and LIJNEN, <i>Blood</i> 78:3114 (1991)  |                |
|   | C2                    | GOTO et al., <i>Circulation</i> 106:266-72 (2002)   |                |
|   | C3                    | MAGUIRE et al., <i>Proteomics</i> 2:642-8 (2002)  |                |
|   | C4                    | BLACKBURN and GADEK, "Chapter 9. Glycoprotein IIb/IIIa Antagonists", <i>Annual Reports in Medicinal Chemistry</i> --28, Section II--Cardiovascular and Pulmonary Agents, pp 79-88, 1993, publ. by Academic Pres, Inc.   |                |
|   | C5                    | SARKAR et al., <i>Biochem. J.</i> 338:677-80 (1999)   |                |
|   | C6                    | SPRENGERS and KLUFT, <i>Blood</i> :69:381 (1987)  |                |
|   | C7                    | MCDOWELL, et. al., <i>J. Am. Chem. Soc.</i> 1994, 116, pp. 5069-5076  |                |

|                    |                            |                 |
|--------------------|----------------------------|-----------------|
| Examiner Signature | /Donna Jagoe/ (06/05/2009) | Date Considered |
|--------------------|----------------------------|-----------------|

\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

<sup>1</sup> Applicant's unique citation designation number (optional). <sup>2</sup> See Kinds Codes of USPTO Patent Documents at [www.uspto.gov](http://www.uspto.gov) or MPEP 901.04. <sup>3</sup> Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). <sup>4</sup> For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. <sup>5</sup> Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible. <sup>6</sup> Applicant is to place a check mark here if English language Translation is attached.

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# TRANSMITTAL FORM

(to be used for all correspondence after initial filing)

|  |                      |                 |
|--|----------------------|-----------------|
| Total Number of Pages in This Submission | Application Number   | 10/537,599      |
|  | Filing Date          | 12/02/2005      |
|  | First Named Inventor | Sibaji Sarkar   |
|  | Group Art Unit       | 1646            |
|  | Examiner Name        | JAGOE, Donna A. |
| Attorney Docket Number                   | 701586-053012        |                 |

## ENCLOSURES (check all that apply)

|  |   |  |
|--|---|--|
| <input type="checkbox"/> Fee Transmittal Form                                | <input type="checkbox"/> Assignment Papers (for an Application)                         | <input type="checkbox"/> After Allowance Communication to Group  |
| <input type="checkbox"/> Fee Attached  | <input type="checkbox"/> Drawing(s)   | <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences  |
| <input type="checkbox"/> Amendment/ Reply                                    | <input type="checkbox"/> Declaration and Power of Attorney                              | <input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief)   |
| <input type="checkbox"/> After Final   | <input type="checkbox"/> Licensing-related Papers                                       | <input type="checkbox"/> Proprietary Information   |
| <input type="checkbox"/> Affidavits/declaration(s)                           | <input type="checkbox"/> Petition   | <input type="checkbox"/> Status Letter   |
| <input type="checkbox"/> Extension of Time Request                           | <input type="checkbox"/> Petition to Convert to a Provisional Application               | <input type="checkbox"/> Application Data Sheet  |
| <input type="checkbox"/> Express Abandonment Request                         | <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address | <input type="checkbox"/> Request for Corrected Filing Receipt with Enclosures  |
| <input checked="" type="checkbox"/> Information Disclosure Statement         | <input type="checkbox"/> Terminal Disclaimer  | <input checked="" type="checkbox"/> A self-addressed prepaid postcard for acknowledging receipt  |
| <input type="checkbox"/> Certified Copy of Priority Document(s)              | <input type="checkbox"/> Request for Refund   | <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below):<br>Form PTO/SB/08a and b, References B1-B6, C1-C7, Certificate of Mailing, and Statement of Limited Recognition.                   |
| <input type="checkbox"/> Response to Missing Parts/ Incomplete Application   | <input type="checkbox"/> CD, Number of CD(s) _____                                      |  |
| <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53 | Remarks   | <input checked="" type="checkbox"/> The Commissioner is hereby authorized to charge any additional fees required or credit any overpayments to Deposit Account No. 50-0850 for the above identified docket number. |

## SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

|                         |   |
|-------------------------|---|
| Firm or Individual name | Nixon Peabody LLP<br>100 Summer Street<br>Boston, MA 02110-2131     |
| Signature               |   |
| Name                    | Ronald I. Eisenstein (Reg. No. 30,628) / Leena H. Karttunen (L0207) |
| Date                    | February 6, 2007  |

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February 6, 2007

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Megan L. Stenbridge  
Typed or printed name



Applicant's Docket No. 701586-053012

**PATENT**

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

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For: METHOD FOR SUSTAINING eNOS ACTIVITY

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**P.O. Box 1450**  
**Alexandria, VA 22313-1450**

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